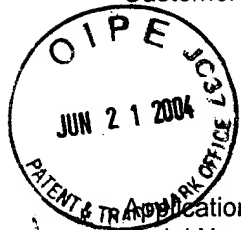


Customer No. 26308

Docket No. 8115.12394A-PCT US DIV 1

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Beaudry
Serial No.: 09/616,426
Filed: 14 July 2000
For: Epidermal Positioning Mechanism

Group No.: 3761
Examiner: Lewis, Kim M.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
ATTENTION: GROUP DIRECTOR



26308

PATENT TRADEMARK OFFICE

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER
MAILING DATE OF FINAL ACTION OR NOTICE OF ALLOWANCE
BUT BEFORE PAYMENT OF ISSUE FEE (37 CFR 1.97(d))

NOTE: "An information disclosure statement shall be considered by the Office if filed after the mailing date of either (1) a final action under § 1.113 or (2) a notice of allowance under § 1.311, whichever occurs first, but before payment of the issue fee, provided the statement is accompanied by: (i) a certification as specified in paragraph (e) of this section, (ii) a petition requesting consideration of the information disclosure statement, and (iii) the petition fee set forth in § 1.17(i)(1)." 37 CFR 1.97(d) (emphasis in original).

NOTE: If the information disclosure statement that contains the items required by 37 CFR 1.97(d) is filed before, or simultaneously with, the payment of the issue fee, then it will be considered. See Notice of April 20, 1992 (1138 O.G. 37-41, 40).

TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed *after* a final action under § 1.113 or a notice of allowance under § 1.311, whichever occurs first, but before, or simultaneously with the payment of the issue fee.

WARNING: "A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 CFR 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 63).

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed as follows: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

Date 16 June 2004

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office, addressed to the Examiner and Group identified above.

Facsimile No. _____
Date _____

06/24/2004 JBALINAN 00000017 09616426

01 FC:1806 180.00 OP

06/24/2004 JBALINAN 00000017 09616426

02 FC:1460 130.00 OP

(Signature of person mailing/transmitting paper)
Linda S. Wenzel
(Type or print name of person mailing/transmitting paper)

CERTIFICATION, PETITION AND FEE

2. In accordance with the requirements of 37 CFR 1.97(d):
- A. Accompanying this transmittal is a certification as specified in 37 CFR 1.97(e).
 - B. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 CFR 1.97(d)(ii).
 - C. Applicant submits the petition fee set forth in § 1.17(i)(1). (\$130.00)

NOTE: "The Petition should be directed to the group director of the examining group handling the application. The petition need to nothing more than request consideration of the information being submitted." Notice of April 20, 1992 (1138 O.G. 37-41, 40).

FEES DUE

3. A. ☒ Petition fee due (§ 1.17(i)(1)): \$130.00
- B. ☒ The fee set forth in 37 CFR 1.17(p) for submission of an information disclosure statement under 37 CFR 1.97(c). (\$180.00).

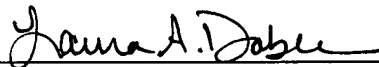
METHOD OF PAYMENT OF FEE

4. ☒ Attached is a check for \$310.00
- ☒ Any fee deficiency or overpayment may be charged/credited to Account No. 06-2360
A duplicate of this petition is attached.

Reg. No. 46,436

Telephone: (262) 783 - 1300

Customer No. 26308



(Signature of Attorney)

Laura A. Dable

RYAN KROMHOLZ & MANION, S.C.

Post Office Box 26618

Milwaukee, Wisconsin 53226

Customer No.: 26308

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Beaudry

Docket No.: 8115.12394A-PCT US DIV 1

Serial No.: 09/616,426

Examiner: Lewis, Kim M.

Filed: 14 July 2000

Group Art Unit: 3761

Title: Epidermal Positioning Mechanism

CERTIFICATION UNDER 37 CFR 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

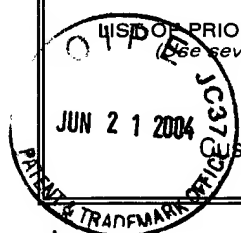
Applicant hereby certifies that no item of information contained in the accompanying information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement

Respectfully Submitted,

By Laura A. Dable
Laura A. Dable, Reg. No. 46,436

RYAN KROMHOLZ & MANION, S.C.
Post Office Box 26618
Milwaukee, Wisconsin 53226
(262) 783 - 1300
16 June 2004
Customer No.: 26308

SON/8115.12394A-PCT US DIV 1/040616 CERTIFICATION

	PRIOR ART CITED BY APPLICANT <i>(See several sheets if necessary)</i>		ATTY DOCKET NO. 8115.12394A-PCT US DIV 1	SERIAL NO. 09/616,426
	APPLICANT Beaudry			
	FILING DATE 14 July 2000		GROUP 3761	
Customer No. 26308				

U.S. PATENT DOCUMENTS

Examiner Initial	DOCUMENT NUMBER	Date	Name	Class	Subclass	Filing Date (If Appropriate)
	5,628,724	5/13/1997	DeBusk et al.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	Class	Subclass	Translation Yes No

OTHER PRIOR ART *(Including Author, Title, Date, Pertinent Pages, Etc.)*

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this of with next communication to applicant.